1.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

NAU et al.

International Application No.

PCT/DE03/02091

International Filing Date

June 24, 2003

U.S. Serial No.

10/520,219

For

ATOMIZATION SYSTEM

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

> RESPONSE TO MISSING REQUIREMENTS **UNDER 35 U.S.C. 371**

SIR:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (mailed July 1, 2005), Applicants submit herewith a fully executed Declaration, in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. The application filed in the Patent Office is the application which the inventors executed by signing the Declaration and Power of Attorney. A copy of the Notification of Missing Requirements is enclosed.

The Office is authorized to charge the \$130.00 fee to cover the surcharge for late filing of the Declaration and any additional fees to Deposit Account No. 11-0600.

Respectfully submitted,

KENYON & KEN

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EXPRESS MAIL NO.: EV 331377784 US

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UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Viginia 22313-1450 www.usptu.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO. 10/520,219

Michael Nau 10191/3706

INTERNATIONAL APPLICATION NO.

PCT/DE03/02091

26646 **KENYON & KENYON** ONE BROADWAY NEW YORK, NY 10004 I.A. FILING DATE PRIORITY DATE 06/24/2003 07/03/2002

CONFIRMATION NO. 2647 371 FORMALITIES LETTER *OC000000016428543*

Date Mailed: 07/01/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/03/2005
- English Translation of the IA filed on 01/03/2005
- Preliminary Amendments filed on 01/03/2005
- Information Disclosure Statements filed on 01/03/2005
- Request for Immediate Examination filed on 01/03/2005
- U.S. Basic National Fees filed on 01/03/2005
- Substitute Specification filed on 01/03/2005

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

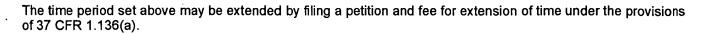
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

\$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION. WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.



Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/520,219	PCT/DE03/02091	10191/3706

FORM PCT/DO/EO/905 (371 Formalities Notice)